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U.S. DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
CLEVELAND

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

V.

TERRENCE W. GASPER,

Defendant.

INFORMATION

JUDGE

JUDGE DOWD

CASE NO.

1:06CR0269

Title 18, United States Code,
Sections 1962(c), 1951(a), 1341,
1343 and 1346

MAG. JUDGE GALLAS

The United States Attorney charges:

General Allegations

1. Beginning in or about 1912, the Ohio Bureau of Workers' Compensation ("OBWC") began assisting Ohio-based employers and employees to cover expenses related to workplace injuries by providing medical and compensation benefits for work-related injuries, diseases and deaths. Although its main office is located in Columbus, Ohio, the OBWC has 16 customer service offices located across the state of Ohio, including in the Northern District of

Ohio. At all times relevant to the offenses charged in the Information, the OBWC had assets which averaged 19 billion dollars and was one of the largest exclusive state-fund workers' compensation bureaus in the United States. The assets of the OBWC were under the management and control of the Chief Financial Officer and the employees of the Investment Department. The overall operation of the OBWC involved and affected interstate commerce as did the management and execution of matters regarding its financial investments.

2. The defendant, TERRENCE GASPER ("defendant" or "GASPER"), was at all times relevant to the allegations in this Information a public official who held the position of Chief Financial Officer ("CFO") of the OBWC. In his official capacity, GASPER was in a position to exert both formal and informal influence over decisions regarding all financial matters related to the OBWC, including but not limited to, those regarding the selection, retention and funding of investments and investment or money managers and advisors as well as the brokerage firms which administered OBWC's investment portfolio. TERRENCE W. GASPER owed a duty of honest services and fair dealing to the OBWC and the citizens of the State of Ohio.

3. As CFO of the OBWC, TERRENCE W. GASPER oversaw a staff of 210 employees in accounting, actuarial, investment, facilities management and risk insurance departments within the Finance Division of the OBWC.

4. At all times relevant to the offenses charged in this Information, Broker #1 was a licensed broker or security salesperson licensed by the State of Ohio's Department of Commerce, Division of Securities.

5. At all times relevant to the offenses charged in this Information, Broker #2 was a licensed broker or security salesperson licensed by the State of Ohio's Department of Commerce, Division of Securities.

6. At all times relevant to the offenses charged in this Information, Broker #1 and Broker #2 were employed by the same brokerage or securities firms.

7. At all times relevant to the offenses charged in this Information, Dealer #1 was a coin dealer who specialized in the purchase and sale of rare coins and related numismatic materials.

8. At all times relevant to the offenses charged in this Information, Marketer #1 was a marketer or salesperson of securities associated with various businesses with which the OBWC invested state funds.

9. At all times relevant to the offenses charged in this Information, Realtor #1 was a real estate agent conducting business in the state of Florida.

The United States Attorney further charges:

COUNT 1
(RICO: 18 U.S.C. § 1962(c))

I. THE ENTERPRISE

1. The allegations contained in paragraphs 1-9 of the General Allegations of this Information are realleged and incorporated by reference in this Count.

2. The OBWC constituted an enterprise as defined in Title 18, United States Code, Section 1961 (4). This enterprise was engaged in, and its activities affected, interstate and foreign commerce. From in or about September 1995, the exact date being unknown to the

United States Attorney, through on or about October 6, 2004, TERRENCE W. GASPER, defendant herein, was employed by and associated with the OBWC. During that period of time, defendant TERRENCE W. GASPER was Chief Financial Officer of the OBWC and supervised and worked with other employees of the OBWC.

II. THE RACKETEERING VIOLATION

3. From in or about September 1995, the exact date being unknown to the United States Attorney, through on or about October 6, 2004, in the Northern District of Ohio and elsewhere, TERRENCE W. GASPER defendant herein, being employed by and associated with the OBWC, which enterprise was engaged in, and the activities of which affected, interstate and foreign commerce, did knowingly and unlawfully conduct and participate, directly and indirectly, in the conduct of the affairs of the OBWC through the following pattern of racketeering activity within the meaning of Title 18, United States Code, Sections 1961(1) and 1961(5).

III. THE PATTERN OF RACKETEERING ACTIVITY

Racketeering Act 1 (Hobbs Act Conspiracy: 18 U.S.C. § 1951(a))

4. From in or around November 1998 through in or about October 2004, the exact dates being unknown to the United States Attorney, in the Northern District of Ohio and elsewhere, defendant TERRENCE W. GASPER, and others known to the United States Attorney, conspired, combined, confederated and agreed to obstruct, delay and affect commerce and the movement of an article and commodity in commerce through extortion, by obtaining, under color of official right, the property of another with his consent, to wit: by agreeing that Broker #1 and Broker #2 would jointly provide property, including a condominium located in

Islamorada, Florida, to which TERRENCE W. GASPER was given full and complete access for his personal use and enjoyment as well as the personal use and enjoyment of others close to TERRENCE W. GASPER and other things of value while TERRENCE W. GASPER was CFO of the OBWC in return for official acts designed to assist Broker #1 and Broker #2 in retaining and obtaining investment business involving the OBWC, in violation of Title 18, United States Code, Section 1951(a).

Racketeering Act 2
(Hobbs Act Conspiracy: 18 U.S.C. § 1951(a))

5. From in or about April 2002 through in or about October 2004, the exact dates being unknown, in the Northern District of Ohio and elsewhere, defendant TERRENCE W. GASPER, and others known to the United States Attorney, conspired, combined, confederated and agreed to obstruct, delay and affect commerce and the movement of an article and commodity in commerce through extortion, by obtaining, under color of official right, the property of another with his consent, to wit: by agreeing that Marketer #1 would provide property including money and other things of value to TERRENCE W. GASPER while he was CFO of the OBWC in return for official acts designed to assist Marketer #1 in retaining and obtaining investment business involving the OBWC, in violation of Title 18, United States Code, Section 1951(a).

Racketeering Act 3
(Hobbs Act Conspiracy: 18 U.S.C. § 1951(a))

6. From on or about March 31, 2001 through on or about July 30, 2001, the exact dates being unknown, in the Northern District of Ohio and elsewhere, defendant TERRENCE W. GASPER, and others known to the United States Attorney conspired, combined, confederated and agreed to obstruct, delay and affect commerce and the movement of an article and commodity in

commerce through extortion, by obtaining, under color of official right, the property of another with his consent, to wit: by agreeing that Dealer #1 would provide property including money and other things of value for the benefit of TERRENCE W. GASPER while he was CFO of the OBWC in return for official acts designed to assist Dealer #1 in retaining and obtaining investment business involving the OBWC, in violation of Title 18, United States Code, Section 1951(a).

Racketeering Act 4
(Honest Services Mail and Wire Fraud, 18 U.S.C. §§ 1341, 1343 and 1346)

7. From in or about November 1998 through in or about October 2004, TERRENCE W. GASPER, defendant herein, having devised and intended to devise a scheme and artifice to defraud the public, the OBWC and the citizens of the State of Ohio of their intangible right to the honest services of their public servants, free from fraud, dishonesty, bias and conflicts of interest, knowingly caused the mailing, in any post office and authorized depository for mail matter, of matters and things to be sent and delivered by the U.S. Postal Service and commercial interstate carrier and caused writings, signals and sounds to be transmitted by wire in interstate commerce, for the purpose of executing and attempting to execute such scheme and artifice as set forth in the paragraphs below.

i. Objects of the Scheme

8. It was part of the purpose and object of the scheme that TERRENCE W. GASPER, Broker #1 and Broker #2 agreed that TERRENCE W. GASPER would use his official position and influence at the OBWC to assist Broker #1 and Broker #2 in jointly obtaining and retaining OBWC investment business.

9. It was part of the purpose and object of the scheme that TERRENCE W. GASPER, Broker #1 and Broker #2 would cause documents and information to be delivered to Florida from the Northern District of Ohio in order to purchase a condominium, Unit E-21, Coral Harbor, Islamorada, Florida, for the personal use and enjoyment of TERRENCE W. GASPER and his guests.

10. It was part of the purpose and object of the scheme for TERRENCE W. GASPER, Broker #1 and Broker #2 to conceal the true nature and extent of their relationship.

ii. Mailing and Wire Communications

11. On or about the dates set forth below, TERRENCE W. GASPER, Broker #1 and Broker #2 executed and attempted to execute the scheme and artifice set forth in the Racketeering Acts below by causing the following matters and things to be mailed via the U.S. Postal Service and delivered by commercial interstate carrier as set forth below, in violation of Title 18, United States Code, Sections 1341 and 1346:

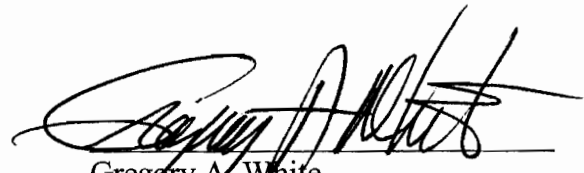
RACKETEERING ACT	ITEM/THING MAILED AND DELIVERED	DATE	ADDRESS
4a.	Broker #1's Check No. 2492 made payable to Atlantic Coral Harbor for \$1,525.97 for "E.21"	April 9, 2003	Atlantic Coral Harbor Condominium Association, Inc., 88181 Old Highway, Islamorada, FL 33036
4b.	Broker #1's Check No. 3464 made payable to Coral Harbor for "Maintenance etc E.21"	October 10, 2004	Atlantic Coral Harbor Condominium Association, Inc., 88181 Old Highway, Islamorada, FL 33036

4c.	Letter from Florida Title of the Keys, Inc. To Broker #1 and Broker #2 transmitting, among other things, "a set of Keys to unit" E-21	January 4, 1999	2538 Dodd Road, Willoughby Hills, OH 44094
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12. On or about the dates set forth below, TERRENCE W. GASPER, Broker #1 and Broker #2 executed and attempted to execute the scheme and artifice set forth in the Racketeering Acts below by causing writings, signals and sounds to be transmitted by wire in interstate and foreign commerce as set forth below, in violation of Title 18, United States Code, Sections 1343 and 1346:

RACKETEERING ACT	INTERSTATE WIRE COMMUNICATION (INCLUDING PARTIAL DESCRIPTION)	DATE (ON OR ABOUT)
4d.	Facsimile from TERRENCE W. GASPER to Realtor #1 "extend[ing] the acceptance of the bid contract submitted by [him] on November 7, 1998 regarding unit E-21 at Coral Harbour, Islamorada, Florida".	November 9, 1998
4e.	Facsimile from TERRENCE W. GASPER to Realtor #1 regarding "E-21 Property/Bid Contract".	November 10, 1998
4f.	Telephone call from Broker #1 in the Northern District of Ohio to Office of Realtor #1 in Florida leaving a message that he was GASPER's partner and was coming down on Monday.	November 12, 1998

All in violation of Title 18, United States Code, Section 1962(c).


 Gregory A. White
 United States Attorney